PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number Application Number 10/603117 TRANSMITTAL Filing Date 06/24/2003 **FORM** First Named Inventor Nathan Pyles Art Unit 3764 (to be used for all correspondence after initial filing) Examiner Name Attorney Docket Number JHT-001USP Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer Extension of Time Request Identify below): See in Remarks section below Request for Refund **Express Abandonment Request** CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) Designation of Domestic Representative Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53

Date CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Via Certified Mail No. 7001 0360 0001 5221 9241

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Typed or printed name
Patricia Smith King

Firm

Individual name

Signature

Patricia Smith King

Date 01/13/2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Practitioner's Docket No. JHT-001USP

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Pyles, Nathan; Nelson, Dorok; Lo, Kung Chuan; and Wang, Chih Jen

Application No.:

10/603,117

Group No.: 3764

Filed:

June 24, 2003

Examiner:

Mail Stop 8 Commissioner of Patents PO Box 1450 Alexandria, VA 22313-1450

Attention: Office of the Solicitor

DESIGNATION OF DOMESTIC REPRESENTATIVE

1. The Assignee of the above identified Application who does not reside in the United States, hereby designates

Nathan Pyles Johnson Health Tech NA, 4025 Owl Creek Drive Madison, WI 53718 Telephone No.: (920) 747-8639

as domestic representative on whom process or notice of proceedings affecting the Application may be served.

Jason Lo, General Manager

Assignee

The assignment of this Application is separately submitted for recordal on even date herewith. A separate ASSIGNMENT (DOCUMENT) RECORDAL COVER SHEET is also attached.

Attached is a Statement Under 37 C.F.R. Section 3.73(b), establishing the right of the assignee to take action.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Assignment Recordation Services Commissioner of Patents PO Box 1450 Alexandria, VA 22313-1450

ASSIGNMENT (DOCUMENT) COVER SHEET (37 C.F.R. Section 3.31)

Attached please find an assignment (document) for recordal.

IDENTIFICATION OF APPLICATION(S) AND/OR PATENT(S) FOR ASSIGNMENT (DOCUMENT) RECORDAL (37 C.F.R. Section 3.21 and 37 C.F.R. Section 3.31(a)(4))

- 1. This assignment is for the following patent application and/or issued patent:
 - a. National application: SN: 10/603,117, filed on June 24, 2003

CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) AND 1.10*

(When using Express Mail, the Express Mail label number is mandatory; Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

[]	deposited with the United States Postal Service in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.		
	37 C.F.R. Section 1.8(a)		37 C.F.R. Section 1.10*
[]	with sufficient postage as first class mail.	[X]	as "Express Mail Post Office to Address" Mailing Label No. <u>ER14076721US</u>
	•	TRANSMISSION	
[]	transmitted by facsimile to the Patent and Trademark Office (703)		
Date: _	01/13/2004	Signature	Smitz Koney
		Patricia Smith Ki (type or print nam	ng ne of person certifying)

*WARNING:

Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. Section 1.10(b).

"Since the filing of correspondence under [Section] 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

(Assignment (Document) Cover Sheet--page 1

TOTAL NUMBER OF APPLICATIONS AND/OR PATENTS AND TOTAL FEE

- 2. A. The total number of applications and/or patents identified in this cover sheet is: 1.
 - B. The total fee is (37 C.F.R. Section 1.21(h)):

 $1 \times $40.00 = 40.00

C. Payment of fee is made by the attached check for \$40.00.

NAME OF PARTIES CONVEYING INTEREST (37 C.F.R. Section 3.31(a)(1))

3. The parties conveying interest are:

Nathan Pyles Derek Nelson Kung-Chuan Lo Chih-Jen Wang

NAME AND ADDRESS OF PARTY(IES) RECEIVING INTEREST (37 C.F.R. Section 3.31 (a)(2))

4. The rights are being conveyed to:

Johnson Health Tech Co., Ltd 26, Ching Chuan Road, Chung Yi Tsunm, Taya Hsiang Taichung, Hsein Taiwan R.O.C.

DESCRIPTION OF INTEREST CONVEYED OR TRANSACTION RECORDED (37 C.F.R. Section 3.31(a)(3))

5. The accompanying document intends to accomplish an assignment.

NAME AND ADDRESS OF PARTY TO WHOM CORRESPONDENCE SHOULD BE MAILED (37 C.F.R. Section 3.31 (a)(5))

6. Please address correspondence to:

Name:

Patricia Smith King

Address:

King Research & Law

222 N. Midvale Blvd., Ste. 22

Madison, WI 53705

Telephone No.:

1-608-231-2988

DATE ASSIGNMENT (DOCUMENT) EXECUTED (37 C.F.R. Section 3.31(a)(7))

(mo/DAY/YEAR)

7. The attached assignment (document) was executed by Nathan Pyles on <u>01/08/2004</u>. The attached assignment (document) was executed by Derek Nelson on <u>01/08/2004</u>. The attached assignment (document) was executed by Kung-Chuan Lo on <u>01/10/2004</u>. The attached assignment (document) was executed by Chih-Jen Wang on <u>01/09/2004</u>.

LANGUAGE OF ASSIGNMENT (DOCUMENT) TO BE RECORDED

8. The attached document is in the English language.

ORIGINAL DOCUMENT OR TRUE COPY SUBMITTED

9. Submitted herewith is a true copy of the original document, which I certify to be a true copy.

STATEMENT (37 C.F.R. Section 3.31(a)(9)) AND SIGNATURE (37 C.F.R. Section 3.31(a)(10))

10. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Date: 01/13/2004

Patricia Smith King Registration No. 41899 King Research & Law 222 N. Midvale Blvd., Ste. 22 Madison, WI 53705 1-608-231-2988 Customer No. 22224

TOTAL NUMBER OF PAGES BEING SUBMITTED

11. The total number of pages being submitted, including documents are: 6.

STATEMENT UNDER 37 C.F.R. section 3.73(b)

Documentary evidence of the chain of title from the original owners Nathan Pyles, Derek Nelson, Kun-Chuan Lo and Chih-Jen Wang, to the assignee, Johnson Health Tech Co., Ltd., is attached hereto in the form of a copy of the original Assignment Document from owners to Assignee. This Assignment assigns all rights in the U.S. Application no. 10/603117 filed on 6/24/2003, and to "all United States and foreign patent applications any of whose claims cover all or part of the Invention. ." As such, the present application is covered by the attached Assignment Document.